UNITED STATES DISTRICT COURT DISTRICT OF NEVADA

ROBERT OSBORNE,

Movant/Defendant,

vs.

UNITED STATES OF AMERICA,

Case No.: 2:11-cr-00160-GMN-GWF-1

ORDER

ORDER

Respondent/Plaintiff.)

Before the Court is Movant/Defendant, Robert Osborne's First 2255 Motion to Vacate a Federal Sentence (State/Federal Concurrent Time Issue) (Only Alteration in the Language of the Judgment Requested) filed on July 8, 2013. (ECF No. 42). Also before the Court is Respondent/Plaintiff, United States of America's Response (non-opposing) to Defendant's Motion to Correct Sentence. (ECF No. 45).

The Court having read the pleadings of the parties, and good cause appearing therefore, hereby **GRANTS** Movant/Defendant Robert Osborne's First 2255 Motion to Vacate a Federal Sentence (State/Federal Concurrent Time Issue) (Only Alteration in the Language of the Judgment Requested) filed on July 8, 2013. (ECF No. 42).

IT IS HEREBY ORDERED that Defendant's Judgment (ECF No. 28) filed on December 27, 2011, is hereby **VACATED**.

IT IS FURTHER ORDERED that an Amended Judgment shall be entered, identical in all respects to the Judgment being vacated (ECF No. 28), except that in the Imprisonment section on page two of the Judgment, the amended language shall now read as follows:

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of:

TWENTY-SEVEN (27) MONTHS. This sentence to run concurrent to the State of Nevada sentences in State of Nevada vs. Robert J. Osborne, case number C278230-1 and C278560-1. The Bureau of Prisons should designate Osborne to serve his federal sentence in Nevada Department of Corrections custody until the state court sentence is expired.

DATED this 13th day of August, 2013.

Gloria M. Navarro

United States District Judge